



APR 04 2000

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

Kurt G. Briscoe  
NORRIS McLAUGHLIN & MARCUS, P.A.  
220 East 42nd Street, 30th Floor  
New York, New York 10017

In re Application of  
HINZ et al.  
Application No.: 09/719,320  
PCT No.: PCT/EP00/01204  
Int. Filing Date: 14 February 2000  
Priority Date: 25 February 1999  
Attorney Docket No.: Bayer 10, 218-KGB  
For: USE OF SUBSTITUTED 4-BIARYLBUTYRIC  
AND 5-BIARYLPENTANOIC ACID  
DERIVATIVES FOR THE TREATMENT OF  
CEREBRAL DISEASES

DECISION ON PETITION  
UNDER 37 CFR 1.137(b)

The petition to revive under 37 CFR 1.137(b) filed 11 December 2000 in the above-captioned application is hereby **GRANTED** as follows:

Applicants' statement that the "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" meets the requirements of 37 CFR 1.137(b)(3).

A review of the application file reveals that applicants have now submitted the basic national fee of \$860 and the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

This application is being forwarded to the United States Designated/Elected Office (US/DO/EO) for continued processing including the issuance of a Notification of Missing Requirements (Form PCT/DO/EO/905) indicating that an oath or declaration along with the \$130 surcharge for filing the oath or declaration after the thirty-month period is required.

*Anthony Smith*

Anthony Smith  
Petitions Attorney  
PCT Legal Office  
Telephone: (703) 308-6314  
Facsimile: (703) 308-6459